



PTO/SB/30 (09-03)

Request For Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/582,404
Filing Date	June 23, 2000
First Named Inventor	Noboru Yamashita
Art Unit	1616
Examiner Name	A. Pryor
Attorney Docket Number	19941A-000300US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 20-1430
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization of PTO-2038.**

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Joseph R. Snyder	Registration No. (Attorney/Agent)	39,381
Signature		Date	September 20, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print /Type)	Kimberly Rosa	Date	September 20, 2004
Signature			

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PATENT
Attorney Docket No.: 19941A-000300US
Client Ref. No.: WA-0436 US(PCT)

On SEPTEMBER 20, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Humbly Kura

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

NOBORU YAMASHITA, *et al.*

Application No.: 09/582,404

Filed: June 23, 2000

For: SUSTAINED-RELEASE
PHARMACEUTICAL COMPOSITION

Customer No.: 20350

Confirmation No. 9067

Examiner: A. Pryor

Technology Center/Art Unit: 1616

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed May 18, 2004, and further to an earlier discussion with the Examiner, please enter the following amendments and remarks. A one-month extension of time and a Request for Continued Examination accompany this response. As September 18, 2004 fell on a Saturday, Applicants believe that a one-month extension is timely as being submitted on the next business day.

A listing of the claims begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.